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COMMISSIONERS

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BOB BURNS

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Open Meeting

May 12 and 13, 2015 Phoenix, Arizona

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SUSAN BITTER SMITH - Chairman **BOB STUMP** DOUG LITTLE

IN THE MATTER OF THE APPLICATION OF JOHN WISER D/B/A CACTEL (CACTUS TELECOMMUNICATION) FOR APPROVAL TO CANCEL ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE CUSTOMER OWNED PAY TELEPHONE SERVICES.

Arizona Corporation Commission DOCKETED

MAY 1 9 2015

DOCKETED BY

DOCKET NO. T-03712A-15-0046

DECISION NO.

75100

ORDER

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

BEFORE THE ARIZONA CORPORATION COMMISSION

FINDINGS OF FACT

- 1. In Commission Decision No. 61809 (June 29, 1999), the Commission granted John Wiser d/b/a CacTel (Cactus Telecommunication) ("John Wiser" or "Applicant") a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") services in Arizona.
- 2. On February 19, 2015, John Wiser filed an application with the Commission requesting approval to cancel its CC&N to provide COPT services in Arizona. In the application, the Applicant waived the right to notice and a hearing to cancel the CC&N.
- On April 15, 2015, the Commission's Utilities Division ("Staff") filed a Memorandum 3. in response to John Wiser's application to cancel its CC&N. The application indicated John Wiser no longer provides COPT services in the State of Arizona. Staff states Mrs. Wiser indicated that she was authorized, as the widow of Mr. John Wiser, to file the application on behalf of the Applicant. According to Staff, the Commission's Consumer Services Section reported that no complaints.

1 inquiries, or opinions have been filed against John Wiser through March 5, 2015. Further, the 2 Commission's Compliance Section reports that no compliance items or delinquencies have been 3 reported for the Applicant. Per the Staff Report, the Corporations Division reports no information for 4 the Applicant. 5 4. Staff recommends approval of John Wiser's application to cancel its CC&N. 5. 6 Staff's recommendation is reasonable and should be adopted. 7 **CONCLUSIONS OF LAW** 8 1. Applicant is a public service corporation within the meaning of Article XV of the 9 Arizona Constitution and A.R.S. §§ 40-281 and 40-282. 10 2. The Commission has jurisdiction over John Wiser and the subject matter of the 11 application. 12 3. The cancellation of John Wiser's CC&N to provide COPT services in Arizona is in 13 the public interest. 14 4. The Applicant waives its right to notice and a hearing in this matter. 15 5. Staff's recommendation is reasonable and should be adopted. 16 17 18 19 20 21 22 23 24 25 26 27

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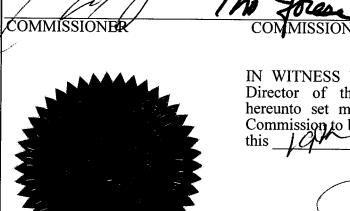
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ORDER

IT IS THEREFORE ORDERED that John Wiser d/b/a CacTel (Cactus Telecommunication)'s Certificate of Convenience and Necessity granted in Decision No. 61809 (June 29, 1999), to provide customer owned pay telephone services in Arizona is hereby canceled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.



JODI A. JERICH EXECUTIVE DIRECTOR

DISSENT

DISSENT ______SP:ru

DECISION NO. **75100**

1	SERVICE LIST FOR:	JOHN TELECO	WISER OMMUNIC	D/B/A/ CATION)	CACTEL	(CACTUS
2	DOCKET NO.:		A-15-0046			
3	JohnWiser d/b/a CacTel (Cactus Telecommunication) c/o Mrs. Anne Wiser 2476 W. Del Oro Lane Yuma, AZ 85364					
4 5						
6	Janice Alward, Chief Counsel					
7	Legal Division ARIZONA CORPORATION COMMISSION 1200 West Washington Street Phoenix, AZ 85007					
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9	Utilities Division ARIZONA CORPORATION COMMISSION					
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